UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/620,840	07/21/2000	Lance E. Steward	D-2885	4487

7590 01/14/2005

QUAN LE NGUYEN
COZEN O'CONNOR
1900 MARKET STREET
PHILADELPHIA, PA 19103

EXAMINER	
HAYES, ROBERT CLINTON	
ART UNIT	**PAPER NUMBER**
1647	

DATE MAILED: 01/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Revised Power of Attorney Practice - 37 CFR 1.32
(Applies to Powers of Attorney filed on or after June 25, 2004)

This is in response to the Power of Attorney, filed 11/10/04. The Power of Attorney in this application is not accepted because applicant has not complied with 37 CFR 1.32(b).

As a result of a revision of the patent rules relating to powers of attorney, a power of attorney filed on or after June 25, 2004 must either appoint:

a) One or more joint inventors; OR
b) Those registered practitioners associated with a Customer Number; OR
c) Ten or fewer patent practitioners, either in the power of attorney itself, or by a listing in a separate paper accompanying the power of attorney, as explained below.

See (newly established) 37 CFR 1.32(b) and (c), the text of which is as follows:

(b) A power of attorney must:
(1) Be in writing;
(2) Name one or more representatives in compliance with (c) of this section;
(3) Give the representative power to act on behalf of the principal; and
(4) Be signed by the applicant for patent (§ 1.41(b)) or the assignee of the entire interest of the applicant.

(c) A power of attorney may only name as representative:
(1) One or more joint inventors (§ 1.45);
(2) Those registered patent practitioners associated with a Customer Number;
(3) Ten or fewer registered patent attorneys or registered patent agents (see § 10.6 of this subchapter) (patent practitioners). Except as provided in paragraph (c)(1) or (c)(2) of this section, the Office will not recognize more than ten patent practitioners as being of record in an application or patent. If a power of attorney names more than ten patent practitioners, such power of attorney must be accompanied by a separate paper indicating which ten patent practitioners named in the power of attorney are to be recognized by the Office as being of record in application or patent to which the power of attorney is directed.

The power of attorney appointed more than ten patent practitioners, without reference to a Customer Number and without a separate paper indicating which ten patent practitioners named in the power of attorney are to be recognized, and, as a result, did not comply with 37 CFR 1.32(b).

How to take corrective action: (1) Resubmit a copy of the power of attorney along with a separate paper indicating which (up to ten) patent practitioners named in the power of attorney are to be recognized by the Office as being of record in the application or patent to which the power of attorney is directed. The separate paper cannot identify a Customer Number, if the power of attorney signed by the applicant or assignee did not give power of attorney to a Customer Number. (2) Alternatively, a newly-executed power of attorney in compliance with 37 CFR 1.32 may be filed.

After receipt of such a submission, the patent practitioners listed on the separate paper or new power of attorney in compliance with 37 CFR 1.32 will be recognized as being of record. For additional information regarding this change in practice, see Revision of Power of Attorney and Assignment Practice, 69 Fed. Reg. 29865 (May 26, 2004); 1283 Off. Gaz. 148 (Jun. 22, 2004) and http://www.uspto.gov/web/offices/pac/dapp/poafaqs.htm.